

SUIT OVER W.C. ANDREWS' WILL

CHIEF JUSTICE FULLER ONE OF THE DEFENDANTS.

He's Brought in as Chancellor of the Smithsonian Institution, Which Claims the Residuary Estate, Now Amounting to More Than \$1,500,000.

Gamaliel C. St. John, executor of the estate of Wallace C. Andrews, through James W. Hawes, his attorney, brought suit in the Supreme Court of this country yesterday against the Andrews Institute for Girls of Willoughby, Ohio, a suburb of Cleveland. The Smithsonian Institution, Chief Justice Fuller of the United States Supreme Court and John C. Neeney, Attorney-General of the State of New York, to obtain a judicial construction of the will of Wallace C. Andrews.

Wallace C. Andrews was one of the original Standard Oil men, and at the time of his death was president of the New York Standard Oil Company. He and his wife were killed on April 7, 1899, in a fire in their home at Sixty-seventh street and Fifth avenue. His sister-in-law, Mrs. St. John, the wife of Gamaliel C. St. John, the plaintiff in this suit, and all the St. John children, were also killed in the fire.

Mr. Andrews' will left a life estate in all his property to his wife, gave a half million dollars to different sisters and brothers to be distributed after the death of his wife, and then left the balance to a corporation to be formed under the laws of Ohio by his executors, who were his wife and her brother, Mr. St. John, during the life of the longest liver, for the purpose of establishing on the site of the late home of Willoughby, Ohio, where Mr. Andrews had resided, a school for the free education of girls between the ages of ten and twenty.

The will also provided that the charter of the corporation to be formed should, so far as consistent with the law, provide for a board of directors, consisting of the Governor of the State of Ohio, the Member of Congress from the Willoughby district, the Treasurer of Lake county, in which Willoughby is situated, the Mayor of Willoughby and Mr. St. John.

Mr. St. John caused a corporation to be formed under the laws of Ohio under the name of the Andrews Institute for Girls. The present directors are Gov. Nash, Congressman Beckler, Mayor Collier and the other officers named in the will, as well as Mr. St. John himself.

The estate is worth much more than a million and a half of dollars over and above the half million dollars left to sisters and brothers of Mr. Andrews.

The will provides that in case the gift to the Ohio institution should, because of illegality, fail or become impossible, the residue of the estate should go to the Smithsonian Institution at Washington. Under the act of Congress under which the Smithsonian Institution was formed the Chief Justice of the United States is the chancellor of the institution.

There being doubt as to whether or not, under the act of Congress, the Smithsonian Institution is a corporation, the suit was brought in the Supreme Court of the United States. Chief Justice Fuller is the defendant in the suit. This is said to be the first time a Chief Justice has ever been made a defendant.

Henry Wolcott, of New York, and Virgil P. Kline, of Cleveland, counsel for the Andrews Institute for Girls, have, on behalf of the Ohio institution, demanded of the executor, all the money and property in his hands. The Smithsonian Institution, which is represented by Frank W. Hackett, of Washington, and William F. Jones, of this city, denies the validity of the gift.

The executor, in order to have the matter finally and effectually settled, brought the suit against all the parties to obtain a judicial construction of the will.

AGRICULTURAL COLLEGE ROW.

Resignation of an Official of the New Hampshire School Not Accepted.

DURHAM, N. H., May 19.—Frederick C. Keith, purchasing agent of the New Hampshire Agricultural College, has resigned, but his resignation has not been accepted, and the trustees say that it will not be accepted, until a full knowledge of the conditions of his accounts has been obtained.

There has been a great deal of trouble at the State College since the resignation of the Rev. Charles Munkland. The students wanted Mr. Munkland to resign, and the trustees wanted him to stay.

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PIRATES' STOREHOUSE.

Place in North Amboy Where River Pirates Took Their Loot.

PENNY AMBOY, N. J., May 19.—This morning a house in Front street, facing Staten Island Sound, was raided and over \$2,000 worth of thieves' plunder was taken to police headquarters. A sloop without a name sailed for this harbor about a week ago, and for the next night or two persons living near the shore missed various things. Stories of robbers came from Totenville and various other places on the bays and the Sound. New York harbor police came here and boarded the sloop about 11 o'clock at night. They questioned the young men on board and found the vessel as all right. The next day the sloop came to the side of Staten Island Sound and as soon as those on board landed here they were arrested. They were now in jail awaiting extradition papers. They may be taken to New York to be tried. The sloop has been claimed by a member of the Stuyvesant Club of Port Morris. It had on board much treasure.

This morning Chief of Police Burke received a letter from Mrs. M. B. Burger of Point, Conn., stating that many robbers have taken place in towns along the Connecticut River and that she was one of the victims. She asked if any of the silver found on the sloop was marked "B." No silver so marked was found, but it happened that just at this time the Front street house, which had been watched by the police for some time, was raided and not only was much silverware marked "B" found, but also large quantities of other valuable goods, a ladies' dress of velvet and silk.

Jewelry was also found. One of the pieces now in possession of the police is a silver bottle marked "Active," "Y. C." evidently from a yacht of that name.

The house where the goods were found was occupied by two well-known characters, about whose names in the town of Willoughby, Ohio, where Mr. Andrews had resided, a school for the free education of girls between the ages of ten and twenty.

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WOMAN'S ART SCHOOL TO BUILD

LIKELY TO HAVE ITS OWN HOME WITHIN A YEAR, W.F. KING SAYS.

Building Will Cost \$200,000, the School Has \$50,000 Now and a Woman Friend Has Promised as Much More When \$100,000 Has Been Added.

When the exhibition of the New York School of Applied Design for Women opened yesterday, its president, William F. King, announced that he had been practically assured that the school will have a building of its own within a year. The school now leases the building at 200 West Twenty-third street and this is inadequate to accommodate the 300 pupils now in the school.

Mrs. Collis P. Huntington, Mrs. George J. Scherhorn and Mrs. Courtlandt M. Ingraham are among those interested in the development of the school, and they favor the erection of a building. So far, about \$50,000 has been subscribed for this purpose, and Mr. King asserts that a well-known New York woman has promised \$50,000 as soon as another \$100,000 has been raised.

"I cannot give the name of the woman who has promised us the \$50,000," because she has asked me not to," Mr. King said yesterday, "but there is no doubt that we will be able to raise the \$100,000 required to start it. The building will cost about \$200,000."

When the exhibition was opened yesterday diplomas were presented to these women:

Silk Class—Sallie Freeman, Josephine Taber, Edith Hindsdale and Elizabeth Mosehold. Wall Paper Department—Emma, Cora, Emma Hancock, Mary Henica and Bertha Frank.

The awards for the best competitive work in the classes were made:

Elementary Department—First prize, \$50 scholarship given by Mrs. Thelma Hays; Miss Maud Burnham, second prize, \$15 in art materials, Miss Seager.

Silk Department—First prize, \$50 scholarship given by Mrs. John W. Mackay and Miss C. Bliss, second prize, \$10, Miss A. Gies.

Architectural Department—First prize, \$50 scholarship given by Mrs. J. W. Jones, second prize, \$10, given by Mrs. J. W. Jones.

Costume Department—First prize, \$50 scholarship given by Mrs. James R. Roosevelt, second prize, \$10, given by Mrs. J. W. Jones.

Antique Class—First prize, \$50 scholarship given by Mrs. J. W. Jones, second prize, \$10, given by Mrs. J. W. Jones.

Life Class—First prize, \$50 scholarship given by Mrs. J. W. Jones, second prize, \$10, given by Mrs. J. W. Jones.

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